IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 6TH MARCH 2007 / 15TH PHALGUNA 1928

WP(C).No. 33033 of 2006(G)

PETITIONER:

THANKAMMA KURINA,
MANIMALAPARA HOUSE, MONIPPALLY,
MEENACHIL TALUK, KOTTAYAM.

BY ADV. SRI.P.BABU KUMAR

RESPONDENTS:
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1. UZHAVOOR SERVICE CO-OPERAITVE BANK
REPRESNTED BY ITS SECRETARY,
UZHAVOOR P.O., KOTTAYAM.

2. JOINT REGISTRAR OF CO-OPERATIVE
SOCIETIES, COLLECTORATE, KOTTAYAM.

3. ANNAMMA KURIAN, MANIMALAPARA HOUSE,
MONIPPALLY, MEENACHIL TALUK,
KOTTAYAM.

BY ADV. SRI.J.JULIAN XAVIER
BY GOVT.PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) No.33033/2006 APPENDIX

Ext.P1: True photocopy of the Will executed by the petitioner's husband dated 10-1-2003

Ext.P2: True photocopy of the letter sent by petitioner to the 1st respondent dated 19-2-2004

Ext.P3: True photocopy of the lawyer notice issued by the petitioner to the 1st respondent dated 1-9-2004

Ext.P4: True photocopy of the death certificate dated 26-10-2004

Ext.P5: True photocopy of the lawyer notice issued intimating the existence of the Will to the 1st respondent dated 20-10-2004

Ext.P6: True photocopy of the lawyer notice issued intimating the existence of the Will to the 2nd respondent dated 20-10-2004

Ext.P7: True photocopy of the acknowledgment card dated 26-10-2004.

Ext.P8: True photocopy of the representation submitted by the petitioner before the Registrar of the Co-operative Societies dated 20-10-2004

Ext.P9: True photocopy of the intimation issued by 2nd respondent dated 1-11-2004

Ext.P10: True photocopy of the lawyer notice issued to the 1st respondent dated 30-1-2005

Ext.P11: True photocopy of the reply notice dated 9-3-2005

Ext.P12: True photocopy of the reply to the notice issued on 9-3-2005 dated 15-3-2005

Ext.P13: True photocopy of the affidavit executed by the petitioner dated 16-4-2005

Ext.P14: True photocopy of the tax paid receipt dated 17-12-2004.

Ext.P15: True photocopy of the letter issued by the 1st respondent dated 6-12-2006

Ext.P16: True typed copy of the judgment in Succession O.P. No.1/05 passed by the Sub-Judge Pala dated

//True copy//

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S.SIRI JAGAN .J

W.P (C) No 33033 of 2006

Dated this the 6th day of February 2007

JUDGMENT

The counsel for the petitioner seeks permission to withdraw this writ petition without prejudice to the right of the petitioner to seek his remedies in the Civil Court for deciding the dispute between himself and the third respondent regarding the entitlement to receive the proceeds of the fixed deposits lying with the 1st respondent society. With leave and liberty as prayed for, this writ petition is dismissed as withdrawn.

S.SIRI JAGAN .JUDGE

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